

# ARTICLE IV

## THE JUDICIARY

Section 1. The several sums of money herein specified, or so much thereby as may be necessary, are appropriated out of any funds in the State Treasury not otherwise appropriated, or out of special funds as indicated, for the support, maintenance, or improvement of the Judiciary and other judicial service units of the state.

### SUPREME COURT OF TEXAS

	For the Years Ending	
	August 31, 1996	August 31, 1997
<b>Out of the General Revenue Fund:</b>		
1. Appellate Court Operations	\$ 3,531,816	\$ 3,285,866 & U.B.
<b>Outcomes:</b>		
Disposition Rate (as a Percent of Total Cases)	85%	85%
<b>Outputs:</b>		
Number of Cases Disposed of by the Court	1,780	1,790
<b>Efficiencies:</b>		
Average Time (Days) from Submission to Release of an Opinion	225	225
<b>Explanatory:</b>		
Number of Cases Filed	1,620	1,660
2. Commission on Judicial Efficiency	\$ 50,000	\$ 50,000
<b>Grand Total, SUPREME COURT OF TEXAS</b>	<b>\$ 3,581,816</b>	<b>\$ 3,335,866</b>
<b>Number of Positions (FTE)</b>	63.0	63.0
<b>Schedule of Exempt Positions</b>		
Chief Justice, Group 4	\$97,470	\$97,470
Justice, Group 4	(8) 94,686	(8) 94,686

- National Center for State Courts.** The sum of \$217,229 in Fiscal Year 1996 and \$230,263 in Fiscal Year 1997, out of Item 1., Appellate Court Operations, shall be paid to the National Center for State Courts. It is the intent of the Legislature that the Supreme Court utilize funds appropriated to provide full funding for the membership assessment on behalf of the Texas Judiciary during the 1996-97 biennium.
- Commission on Judicial Efficiency.** Out of the funds appropriated above in Item 2., Commission on Judicial Efficiency, the Supreme Court of Texas, by order of the Chief Justice, shall establish the Commission on Judicial Efficiency. The Commission shall compile and submit to the Seventy-fifth Legislature a report containing findings and recommendations regarding judicial selection, staff diversity within the court system, funding parity, and information technology. The Chief Justice shall consult with the National Center for State Courts, as well as the National Consortium of Task Forces and Commissions on

**SUPREME COURT OF TEXAS**  
(Continued)

Racial and Ethnic Bias in the Courts, for the express purpose of securing guidance in the formulation, composition, and mandate of the Commission.

Funds appropriated for this purpose shall be expended for the acquisition of information technologies, salaries and wages, research, public hearings, professional fees and services, and the cost for reproduction of the Commission's final report. Funds for the Commission may not be expended for any other purpose, and the Commission shall expire on January 31, 1997.

**COURT OF CRIMINAL APPEALS**

	For the Years Ending	
	August 31, 1996	August 31, 1997
1. Appellate Court Operations	\$ 3,307,447	\$ 3,096,164 & U.B.
<b>Outcomes:</b>		
Disposition rate for PDR's which are granted	60%	60%
Disposition rate for death penalty cases	70%	70%
<b>Outputs:</b>		
Number of cases disposed	6,600	6,600
<b>Efficiencies:</b>		
Average time (days) from the time petitions for discretionary review are granted until disposition	330	330
Average time (days) from the time filed to disposition in death penalty cases	1,000	1,000
2. Judicial Education	\$ 4,027,500	\$ 4,027,500
<b>Outcomes:</b>		
Percent of Judges Trained in Judicial Education Courses	94%	94%
<b>Grand Total, COURT OF CRIMINAL APPEALS</b>	<u>\$ 7,334,947</u>	<u>\$ 7,123,664</u>
<b>Method of Financing:</b>		
General Revenue Fund	\$ 3,484,947	\$ 3,273,664
Judicial and Court Personnel Training Fund No. 540	<u>3,850,000</u>	<u>3,850,000</u>
<b>Total, Method of Financing</b>	<u>\$ 7,334,947</u>	<u>\$ 7,123,664</u>
<b>Number of Positions (FTE)</b>	65.0	65.0
<b>Schedule of Exempt Positions</b>		
Presiding Judge, Group 4	\$97,470	\$97,470
Judge, Group 4	(8) 94,686	(8) 94,686

## **COURT OF CRIMINAL APPEALS**

(Continued)

**1. Judicial Education.**

- a. The Court of Criminal Appeals may assign to the Office of Court Administration or to any other agency of the Judicial Branch the necessary administrative and accounting functions for the Judicial and Court Personnel Training Fund appropriation included in this Act to be performed under the direction of the Court of Criminal Appeals in compliance with V.T.C.A., Government Code, Chapter 56. To implement this provision, the Comptroller is authorized to transfer the appropriation from the Court of Criminal Appeals to the Office of Court Administration, or to any other agency of the Judicial Branch, as directed by order of the Court of Criminal Appeals. Of the amount appropriated for Item No. 2, Judicial and Court Personnel Training, \$60,000 per year shall be expended for the continuing legal education of judges of county courts performing judicial functions.
- b. None of the funds appropriated above in Item 2., Judicial and Court Personnel Training, in excess of three percent of the appropriated amount in any fiscal year shall be expended for the administration of the judicial education function. For the purposes of this provision, the term administration shall include, but not be limited to, administrative oversight functions, accounting and auditing functions, management studies, performance audits, and other studies initiated by the Court of Criminal Appeals or the Office of Court Administration.
- c. Funds expended by either the Court of Criminal Appeals or the Office of Court Administration, out of the appropriation made above out of the Judicial and Court Personnel Training Fund, for the purpose of conducting management studies, performance audits, or other studies, shall be expended only in accordance with a competitive bidding process.

**2. Limitation, Judicial and Court Personnel Training.** Out of the funds appropriated above for Judicial and Court Personnel Training, \$1,000,000 in the first year of the biennium and \$1,000,000 in the second year of the biennium may be expended only to provide for the training and continuing legal education of the clerks and other court personnel of the appellate courts, district courts, county courts at law, county courts, justice courts, and municipal courts of this State in accordance with V.T.C.A., Government Code, Section 74.025.

**3. Continuing Education and Technical Assistance for Prosecutors and Criminal Defense Attorneys.**

- a. The Court of Criminal Appeals is authorized to contract with a statewide professional association of prosecuting attorneys whose purposes include providing continuing legal education courses, programs and technical assistance projects for prosecutors and prosecutor office personnel, provided, however, that such contract shall not exceed \$700,000 per fiscal year.
- b. The Court of Criminal Appeals is authorized to contract with a statewide professional association of criminal defense attorneys whose purposes include providing continuing legal education courses, programs and technical assistance projects for criminal defense attorneys who regularly represent indigent defendants in criminal matters, provided, however, that such contract shall not exceed \$200,000 per fiscal year.
- c. Funds may be expended pursuant to this provision only out of the appropriation made above out of the Judicial and Court Personnel Training Fund No. 540.

# **COURT OF CRIMINAL APPEALS** (Continued)

4. **Limitation, Judicial Education.** Out of the amounts appropriated above in item 2, Judicial Education, \$177,500 in each fiscal year may be expended only for the purpose of providing continuing judicial education courses, programs and technical assistance projects for judges of county courts performing judicial functions. The limitation imposed by this provision shall apply only to that portion of the identified appropriation funded out of the General Revenue Fund as identified in the Method of Financing.
5. **Judicial Education: Reimbursement for Travel Expenses.** Funds appropriated above in Item 2, Judicial Education, for the purposes established in Section 56.003(b) of the Government Code, may be granted only pursuant to a grant contract which provides for the reimbursement of expenses of judges pursuant to the provisions of Section 74.062 of the Government Code. This provision shall not apply to funds granted for the purpose of providing continuing legal education for judges of county courts performing judicial functions.
6. **Implementation of Senate Bill 128.** Out of funds appropriated above, \$88,000 in 1996 and \$88,000 in 1997 shall be allocated for the implementation of Senate Bill 128, if such Act should become law.
7. **Implementation of Senate Bill 1338.** Out of funds appropriated above, \$20,000 in 1996 and \$20,000 in 1997 shall be allocated for the implementation of Senate Bill 1338, if such Act should become law.
8. **Implementation of House Bill 1551.** Out of funds appropriated above, \$22,500 in 1996 and \$22,500 in 1997 shall be allocated for the implementation of House Bill 1551, if such Act should become law.

## **FIRST COURT OF APPEALS DISTRICT, HOUSTON**

		For the Years Ending	
		August 31, 1996	August 31, 1997
		<hr/>	<hr/>
<b>Out of the General Revenue Fund:</b>			
1. Appellate Court Operations	\$ 2,010,368	\$ 1,962,085	
		<hr/>	<hr/>
<b>Outcomes:</b>			<b>&amp; U.B.</b>
Disposition Rate (as a Percent of Filings)	90.8%	90.8%	
Disposition Rate (as a Percent of Total Cases)	72.3%	72.3%	
<b>Outputs:</b>			
Number of Cases Disposed	1,150	1,200	
<b>Efficiencies:</b>			
Average Time (in Days) Between Filing and Disposition in Civil Cases	290	290	
Average Time (days) Between Filing and Disposition in Criminal Cases	420	420	

**FIRST COURT OF APPEALS DISTRICT, HOUSTON**  
(Continued)

<b>Explanatory:</b>		
Number of Civil Cases Filed	550	550
Number of Criminal Cases Filed	750	750
 <b>Grand Total, FIRST COURT OF APPEALS DISTRICT, HOUSTON</b>		
	<u>\$ 2,010,368</u>	<u>\$ 1,962,085</u>
 <b>Number of Positions (FTE)</b>		
	40.0	40.0
 <b>Schedule of Exempt Positions</b>		
Chief Justice, Group 4	\$90,482	\$90,482
Justice, Group 4	(8) 89,952	(8) 89,952

**SECOND COURT OF APPEALS DISTRICT, FORT WORTH**

	For the Years Ending	
	August 31, 1996	August 31, 1997
	<hr/>	<hr/>
<b>Out of the General Revenue Fund:</b>		
1. Appellate Court Operations	\$ 1,617,463	\$ 1,593,656 & U.B.
	<hr/>	<hr/>
<b>Outcomes:</b>		
Disposition Rate (as a Percent of Filings)	100.9%	100.9%
Disposition Rate (as a Percent of Total Cases)	53.8%	53.8%
<b>Outputs:</b>		
Number of Cases Disposed	794	794
<b>Efficiencies:</b>		
Average Time (in Days) Between Filing and Disposition in Civil Cases	224.3	224.3
Avg Time (days) Between Filing and Disposition in Criminal Cases	396.7	396.7
<b>Explanatory:</b>		
Number of Civil Cases Filed	300	300
Number of Criminal Cases Filed	547	547
 <b>Grand Total, SECOND COURT OF APPEALS DISTRICT, FORT WORTH</b>		
	<u>\$ 1,617,463</u>	<u>\$ 1,593,656</u>
 <b>Number of Positions (FTE)</b>		
	32.0	32.0
 <b>Schedule of Exempt Positions</b>		
Chief Justice, Group 4	\$90,482	\$90,482
Justice, Group 4	(6) 89,952	(6) 89,952

### THIRD COURT OF APPEALS DISTRICT, AUSTIN

	For the Years Ending	
	August 31, 1996	August 31, 1997
<b>Out of the General Revenue Fund:</b>		
1. Appellate Court Operations	\$ 1,510,394	\$ 1,430,709 & U.B.
<b>Outcomes:</b>		
Disposition Rate (as a Percent of Filings)	102%	102%
Disposition Rate (as a Percent of Total Cases)	57.75%	57.75%
<b>Outputs:</b>		
Number of Cases Disposed	750	750
<b>Efficiencies:</b>		
Average Time (in Days) Between Filing and Disposition in Civil Cases	240	240
Average Time (days) Between Filing and Disposition in Criminal Cases	295	295
<b>Explanatory:</b>		
Number of Civil Cases Filed	390	392
Number of Criminal Cases Filed	294	296
<b>Grand Total, THIRD COURT OF APPEALS DISTRICT, AUSTIN</b>	<b>\$ 1,510,394</b>	<b>\$ 1,430,709</b>
<b>Number of Positions (FTE)</b>	28.0	28.0
<b>Schedule of Exempt Positions</b>		
Chief Justice, Group 4	\$90,482	\$90,482
Justice, Group 4	(5) 89,952	(5) 89,952

### FOURTH COURT OF APPEALS DISTRICT, SAN ANTONIO

	For the Years Ending	
	August 31, 1996	August 31, 1997
<b>Out of the General Revenue Fund:</b>		
1. Appellate Court Operations	\$ 1,580,036	\$ 1,556,265 & U.B.
<b>Outcomes:</b>		
Disposition Rate (as a Percent of Filings)	95%	95%
Disposition Rate (as a Percent of Total Cases)	58%	58%

**FOURTH COURT OF APPEALS DISTRICT, SAN ANTONIO**  
(Continued)

<b>Outputs:</b>		
Number of Cases Disposed	730	730
<b>Efficiencies:</b>		
Average Time (in Days) Between Filing and Disposition in Civil Cases	260	260
Average Time (days) Between Filing and Disposition in Criminal Cases	300	300
<b>Explanatory:</b>		
Number of Civil Cases Filed	500	550
Number of Criminal Cases Filed	450	500
 <b>Grand Total, FOURTH COURT OF APPEALS DISTRICT, SAN ANTONIO</b>		
	<u>\$ 1,580,036</u>	<u>\$ 1,556,265</u>
 <b>Number of Positions (FTE)</b>		
	31.0	31.0
 <b>Schedule of Exempt Positions</b>		
Chief Justice, Group 4	\$90,482	\$90,482
Justice, Group 4	(6) 89,952	(6) 89,952

**FIFTH COURT OF APPEALS DISTRICT, DALLAS**

	For the Years Ending	
	August 31, 1996	August 31, 1997
<b>Out of the General Revenue Fund:</b>		
1. Appellate Court Operations	\$ 2,876,810	\$ 2,838,562 & U.B.
<b>Outcomes:</b>		
Disposition Rate (as a Percent of Filings)	88.5%	88.5%
Disposition Rate (as a Percent of Total Cases)	46%	46%
<b>Outputs:</b>		
Number of Cases Disposed	1,735	1,770
<b>Efficiencies:</b>		
Average Time (in Days) Between Filing and Disposition in Civil Cases	249	249
Average Time (days) Between Filing and Disposition in Criminal Cases	499	499
<b>Explanatory:</b>		
Number of Civil Cases Filed	705	720
Number of Criminal Cases Filed	1,370	1,395
 <b>Grand Total, FIFTH COURT OF APPEALS DISTRICT, DALLAS</b>		
	<u>\$ 2,876,810</u>	<u>\$ 2,838,562</u>

**FIFTH COURT OF APPEALS DISTRICT, DALLAS**  
(Continued)

<b>Number of Positions (FTE)</b>	53.0	53.0
<b>Schedule of Exempt Positions</b>		
Chief Justice, Group 4	\$90,482	\$90,482
Justice, Group 4	(12) 89,952	(12) 89,952

**SIXTH COURT OF APPEALS DISTRICT, TEXARKANA**

	For the Years Ending	
	August 31, 1996	August 31, 1997
<b>Out of the General Revenue Fund:</b>		
1. Appellate Court Operations	\$ 819,686	\$ 767,007 & U.B.
<b>Outcomes:</b>		
Disposition Rate (as a Percent of Filings)	81.8%	81.8%
Disposition Rate (as a Percent of Total Cases)	51.8%	51.8%
<b>Outputs:</b>		
Number of Cases Disposed	300	300
<b>Efficiencies:</b>		
Average Time (in Days) Between Filing and Disposition in Civil Cases	150	150
Average Time (days) Between Filing and Disposition in Criminal Cases	225	225
<b>Explanatory:</b>		
Number of Civil Cases Filed	85	85
Number of Criminal Cases Filed	95	95
<b>Grand Total, SIXTH COURT OF APPEALS DISTRICT, TEXARKANA</b>	<u>\$ 819,686</u>	<u>\$ 767,007</u>
<b>Number of Positions (FTE)</b>	15.5	15.5
<b>Schedule of Exempt Positions</b>		
Chief Justice, Group 4	\$90,482	\$90,482
Justice, Group 4	(2) 89,952	(2) 89,952



SEVENTH COURT OF APPEALS DISTRICT, AMARILLO

	For the Years Ending	
	August 31, 1996	August 31, 1997
<b>Out of the General Revenue Fund:</b>		
1. Appellate Court Operations	\$ 999,039	\$ 924,687 & U.B.
<b>Outcomes:</b>		
Disposition Rate (as a Percent of Filings)	96%	96%
Disposition Rate (as a Percent of Total Cases)	60%	60%
<b>Outputs:</b>		
Number of Cases Disposed	449	449
<b>Efficiencies:</b>		
Average Time (in Days) Between Filing and Disposition in Civil Cases	300	300
Average Time (days) Between Filing and Disposition in Criminal Cases	276	276
<b>Explanatory:</b>		
Number of Civil Cases Filed	154	154
Number of Criminal Cases Filed	170	170
<b>Grand Total, SEVENTH COURT OF APPEALS DISTRICT, AMARILLO</b>	<b>\$ 999,039</b>	<b>\$ 924,687</b>
<b>Number of Positions (FTE)</b>	20.0	20.0
<b>Schedule of Exempt Positions</b>		
Chief Justice, Group 4	\$90,482	\$90,482
Justice, Group 4	(3) 89,952	(3) 89,952

EIGHTH COURT OF APPEALS DISTRICT, EL PASO

	For the Years Ending	
	August 31, 1996	August 31, 1997
<b>Out of the General Revenue Fund:</b>		
1. Appellate Court Operations	\$ 1,091,069	\$ 975,976 & U.B.
<b>Outcomes:</b>		
Disposition Rate (as a Percent of Filings)	97.6%	97.6%
Disposition Rate (as a Percent of Total Cases)	51.5%	51.5%

**EIGHTH COURT OF APPEALS DISTRICT, EL PASO**  
(Continued)

<b>Outputs:</b>		
Number of Cases Disposed	418	468
<b>Efficiencies:</b>		
Average Time (in Days) Between Filing and Disposition in civil cases	217	213
Average Time (days) Between Filing and Disposition in Criminal Cases	361	358
<b>Explanatory:</b>		
Number of Civil Cases Filed	221	213
Number of Criminal Cases Filed	244	245
 <b>Grand Total, EIGHTH COURT OF APPEALS DISTRICT, EL PASO</b>		
	<u>\$ 1,091,069</u>	<u>\$ 975,976</u>
 <b>Number of Positions (FTE)</b>		
	19.0	19.0
 <b>Schedule of Exempt Positions</b>		
Chief Justice, Group 4	\$90,482	\$90,482
Justice, Group 4	(3) 89,952	(3) 89,952

**NINTH COURT OF APPEALS DISTRICT, BEAUMONT**

	For the Years Ending	
	August 31, 1996	August 31, 1997
<b>Out of the General Revenue Fund:</b>		
1. Appellate Court Operations	\$ 809,474	\$ 772,669 & U.B.
<b>Outcomes:</b>		
Disposition Rate (as a Percent of Filings)	87.3%	87.3%
Disposition Rate (as a Percent of Total Cases)	53.75%	53.75%
<b>Outputs:</b>		
Number of Cases Disposed	325	325
<b>Efficiencies:</b>		
Average Time (in Days) Between Filing and Disposition in Civil Cases	290	290
Average Time (days) Between Filing and Disposition in Criminal Cases	275	275
<b>Explanatory:</b>		
Number of Civil Cases Filed	210	210
Number of Criminal Cases Filed	220	220
 <b>Grand Total, NINTH COURT OF APPEALS DISTRICT, BEAUMONT</b>		
	<u>\$ 809,474</u>	<u>\$ 772,669</u>

**NINTH COURT OF APPEALS DISTRICT, BEAUMONT**  
(Continued)

<b>Number of Positions (FTE)</b>	15.0	15.0
 <b>Schedule of Exempt Positions</b>		
Chief Justice, Group 4	\$90,482	\$90,482
Justice, Group 4	(2) 89,952	(2) 89,952

**TENTH COURT OF APPEALS DISTRICT, WACO**

	For the Years Ending August 31, 1996	August 31, 1997
<b>Out of the General Revenue Fund:</b>		
1. Appellate Court Operations	\$ 810,560	\$ 784,117 & U.B.
<b>Outcomes:</b>		
Disposition Rate (as a Percent of Filings)	91.6%	91.6%
Disposition Rate (as a Percent of Total Cases)	62.8%	62.8%
<b>Outputs:</b>		
Number of Cases Disposed	380	380
<b>Efficiencies:</b>		
Average Time (in Days) Between Filing and Disposition in Civil Cases	200	200
Average Time (days) Between Filing and Disposition in Criminal Cases	270	270
<b>Explanatory:</b>		
Number of Civil Cases Filed	125	125
Number of Criminal Cases Filed	100	100
 <b>Grand Total, TENTH COURT OF APPEALS DISTRICT, WACO</b>	 <u>\$ 810,560</u>	 <u>\$ 784,117</u>
 <b>Number of Positions (FTE)</b>	15.0	15.0
 <b>Schedule of Exempt Positions</b>		
Chief Justice, Group 4	\$90,482	\$90,482
Justice, Group 4	(2) 89,952	(2) 89,952

ELEVENTH COURT OF APPEALS DISTRICT, EASTLAND

	For the Years Ending	
	August 31, 1996	August 31, 1997
<b>Out of the General Revenue Fund:</b>		
1. Appellate Court Operations	\$ 808,368	\$ 757,669 & U.B.
<b>Outcomes:</b>		
Disposition Rate (as a Percent of Filings)	96%	95%
Disposition Rate (as a Percent of Total Cases)	59%	59%
<b>Outputs:</b>		
Number of Cases Disposed	310	310
<b>Efficiencies:</b>		
Average Time (in Days) Between Filing and Disposition in Civil Cases	190	190
Average Time (days) Between Filing and Disposition in Criminal Cases	235	235
<b>Explanatory:</b>		
Number of Civil Cases Filed	75	75
Number of Criminal Cases Filed	80	80
<b>Grand Total, ELEVENTH COURT OF APPEALS DISTRICT, EASTLAND</b>	<b>\$ 808,368</b>	<b>\$ 757,669</b>
<b>Number of Positions (FTE)</b>	16.0	16.0
<b>Schedule of Exempt Positions</b>		
Chief Justice, Group 4	\$90,482	\$90,482
Justice, Group 4	(2) 89,952	(2) 89,952

TWELFTH COURT OF APPEALS DISTRICT, TYLER

	For the Years Ending	
	August 31, 1996	August 31, 1997
<b>Out of the General Revenue Fund:</b>		
1. Appellate Court Operations	\$ 785,749	\$ 757,286 & U.B.
<b>Outcomes:</b>		
Disposition Rate (as a Percent of Filings)	100%	100%
Disposition Rate (as a Percent of Total Cases)	55%	55%

**TWELFTH COURT OF APPEALS DISTRICT, TYLER**  
(Continued)

<b>Outputs:</b>		
Number of Cases Disposed	300	300
<b>Efficiencies:</b>		
Average Time (in Days) Between Filing and Disposition in Civil Cases	280	280
Average Time (days) Between Filing and Disposition in Criminal Cases	425	425
<b>Explanatory:</b>		
Number of Civil Cases Filed	200	200
Number of Criminal Cases Filed	175	175
 <b>Grand Total, TWELFTH COURT OF APPEALS DISTRICT, TYLER</b>		
	<u>\$ 785,749</u>	<u>\$ 757,286</u>
 <b>Number of Positions (FTE)</b>		
	14.0	14.0
 <b>Schedule of Exempt Positions</b>		
Chief Justice, Group 4	\$90,482	\$90,482
Justice, Group 4	(2) 89,952	(2) 89,952

**THIRTEENTH COURT OF APPEALS DISTRICT, CORPUS CHRISTI**

	For the Years Ending	
	August 31, 1996	August 31, 1997
<b>Out of the General Revenue Fund:</b>		
1. Appellate Court Operations	\$ 1,450,237	\$ 1,380,152 & U.B.
<b>Outcomes:</b>		
Disposition Rate (as a Percent of Filings)	98%	98%
Disposition Rate (as a Percent of Total Cases)	49.6%	49.6%
<b>Outputs:</b>		
Number of Cases Disposed	660	660
<b>Efficiencies:</b>		
Average Time (in Days) Between Filing and Disposition in Civil Cases	290	290
Average Time (days) Between Filing and Disposition in Criminal Cases	335	335
<b>Explanatory:</b>		
Number of Civil Cases Filed	330	330
Number of Criminal Cases Filed	295	295
 <b>Grand Total, THIRTEENTH COURT OF APPEALS DISTRICT, CORPUS CHRISTI</b>		
	<u>\$ 1,450,237</u>	<u>\$ 1,380,152</u>

**THIRTEENTH COURT OF APPEALS DISTRICT, CORPUS CHRISTI**  
(Continued)

<b>Number of Positions (FTE)</b>	27.0	27.0
 <b>Schedule of Exempt Positions</b>		
Chief Justice, Group 4	\$90,482	\$90,482
Justice, Group 4	(5) 89,952	(5) 89,952

**FOURTEENTH COURT OF APPEALS DISTRICT, HOUSTON**

	For the Years Ending August 31, 1996	August 31, 1997
<b>Out of the General Revenue Fund:</b>		
1. Appellate Court Operations	\$ 2,010,868	\$ 1,962,583 & U.B.
<b>Outcomes:</b>		
Disposition Rate (as a Percent of Filings)	83%	83%
Disposition Rate (as a Percent of Total Cases)	50%	50%
<b>Outputs:</b>		
Number of Cases Disposed	1,200	1,300
<b>Efficiencies:</b>		
Average Time (in Days) Between Filing and Disposition in Civil Cases	325	300
Average Time (days) Between Filing and Disposition in Criminal Cases	415	410
<b>Explanatory:</b>		
Number of Civil Cases Filed	580	580
Number of Criminal Cases Filed	625	625
 <b>Grand Total, FOURTEENTH COURT OF APPEALS DISTRICT, HOUSTON</b>	 <u>\$ 2,010,868</u>	 <u>\$ 1,962,583</u>

<b>Number of Positions (FTE)</b>	39.0	39.0
 <b>Schedule of Exempt Positions</b>		
Chief Justice, Group 4	\$90,482	\$90,482
Justice, Group 4	(8) 89,952	(8) 89,952

# OFFICE OF COURT ADMINISTRATION, TEXAS JUDICIAL COUNCIL

	For the Years Ending	
	August 31, 1996	August 31, 1997
1. Court Administration	\$ 843,420	\$ 774,244
<b>Outputs:</b>		
Monthly activity reports processed	22,500	22,500
Number of hours required for research projects	100	100
2. Equalization of the Courts of Appeals Dockets	\$ 35,000	\$ 35,000 & U.B.
<b>Outputs:</b>		
Number of cases transferred by the Supreme Court	400	400
3. Assistance to the Administrative Judicial Regions	\$ 190,927	\$ 191,347
<b>Outputs:</b>		
Number of assignments of visiting judges by the presiding judges	5,285	5,285
4. Child Support Enforcement Assistance	\$ 50,135	\$ 50,135
5. Title IV-D Masters and Assistants Program	\$ 3,176,468	\$ 3,176,468
<b>Grand Total, OFFICE OF COURT ADMINISTRATION, TEXAS JUDICIAL COUNCIL</b>	<u>\$ 4,295,950</u>	<u>\$ 4,227,194</u>
<b>Method of Financing:</b>		
General Revenue Fund	\$ 944,382	\$ 875,626
Criminal Justice Grants	100,000	100,000
Appropriated Receipts	2,100	2,100
Interagency Contracts	<u>3,249,468</u>	<u>3,249,468</u>
<b>Total, Method of Financing</b>	<u>\$ 4,295,950</u>	<u>\$ 4,227,194</u>
<b>Number of Positions (FTE)</b>	83.5	83.5
<b>Schedule of Exempt Positions</b>		
Administrative Director, Group 4	\$85,217	\$85,217

1. **Capital Budget.** None of the funds appropriated above may be expended for capital budget items except as listed below. The amounts shown below shall be expended only for the purposes shown and are not available for expenditure for other purposes. Amounts appropriated above and identified in this provision as appropriations either for "Lease payments to the Master Equipment Lease Purchase Program" or for items with an "(MELPP)" notation shall be expended only for the purpose of making lease-purchase payments to the Texas Public Finance Authority pursuant to the provisions of V.T.C.S., Art. 601d, Sec. 9A.

**OFFICE OF COURT ADMINISTRATION, TEXAS JUDICIAL COUNCIL**  
(Continued)

	<u>1996</u>	<u>1997</u>
Out of the General Revenue Fund:		
a. Acquisition of Information Resource Technologies		
(1) Computer Equipment and Related Software	\$ 68,890	\$ U.B.
Total, Capital Budget	<u>\$ 68,890</u>	<u>\$ U.B.</u>
2. <b>Restriction, Assistance to the Administrative Judicial Regions.</b> Funds appropriated in Item 3., Assistance to the Administrative Judicial Regions, may be used only for the payment of salaries of administrative assistants employed by the presiding judges of the Administrative Judicial Regions pursuant to Article 200a, V.A.C.S., as amended. The salaries paid the administrative assistants may be supplemented from sources other than appropriations provided by this Act.		

**OFFICE OF THE STATE PROSECUTING ATTORNEY**

	<u>For the Years Ending August 31, 1996</u>	<u>August 31, 1997</u>
Out of the General Revenue Fund:		
1. Representation of the State Before the Court of Criminal Appeals	\$ 335,992	\$ 333,292
<b>Outcomes:</b>		
Motions for rehearing granted by the Court of Criminal Appeals	5	5
Petitions for discretionary review granted by the Court of Criminal Appeals	15	15
<b>Outputs:</b>		
Motions for rehearing filed in the Court of Criminal Appeals by the State Prosecuting Attorney	35	35
Petitions for discretionary review filed by the State Prosecuting Attorney	40	40
<b>Grand Total, OFFICE OF THE STATE PROSECUTING ATTORNEY</b>	<u>\$ 335,992</u>	<u>\$ 333,292</u>
<b>Number of Positions (FTE)</b>	5.0	5.0
<b>Schedule of Exempt Positions</b>		
State's Attorney, Group 3	\$82,209	\$82,209



## STATE LAW LIBRARY

	For the Years Ending	
	August 31, 1996	August 31, 1997
1. Administration and Operations	\$ 757,186	\$ 757,186
<b>Outputs:</b>		
New titles catalogued	700	700
Continuations logged	40,000	40,000
<b>Grand Total, STATE LAW LIBRARY</b>	<u>\$ 757,186</u>	<u>\$ 757,186</u>
<b>Method of Financing:</b>		
General Revenue Fund	\$ 702,186	\$ 702,186
Appropriated Receipts	43,200	43,200
Interagency Contracts	<u>11,800</u>	<u>11,800</u>
<b>Total, Method of Financing</b>	<u>\$ 757,186</u>	<u>\$ 757,186</u>
<b>Number of Positions (FTE)</b>	9.0	9.0
<b>Schedule of Exempt Positions</b>		
Director, Group 1	\$40,026	\$40,026

1. **Computer-based Legal Research Services.** The State Law Library is hereby authorized to enter into interagency contracts with other state agencies and courts for providing a computer based legal research service. The State Law Library shall charge an amount for this service equal to the cost to the library for providing this service.
2. **Fee Schedule, Duplication Services.** The State Law Library shall set a fee schedule for duplication services to the inmates of the Texas Department of Criminal Justice at the same amount per page as charged to the general public.
3. **Use of Private Funds.** Any gifts, donations and grants of private or federal funds made to the State Law Library are hereby authorized and appropriated to the State Law Library for the purposes specified by the donor. In the event that a purpose is not specified by the donor, such funds are hereby appropriated for the purpose of purchasing legal reference materials.
4. **Billing for Services.** The State Law Library is hereby authorized to assess a fee, within guidelines established by the General Services Commission, and bill users for photocopies sent by mail, express mail service or telefacsimile transmission. Bills must be issued at the time of transmission. The State Law Library is also authorized to assess a fee for other types of library services including, but not limited to, a fee for circulation of library materials. Fees collected pursuant to this provision are hereby appropriated to the State Law Library for the purpose of acquiring legal reference materials and services.
5. **Legal Reference Services.** Funds appropriated above may be expended to acquire access to "on-line" computerized legal resource services and other computerized legal reference sources including, but not limited to, CD-ROM materials.

**STATE LAW LIBRARY**  
(Continued)

6. **Limitation, Legal Reference Materials.** None of the funds appropriated above may be expended for books or other legal reference materials for the Office of the Attorney General.

**COURT REPORTERS CERTIFICATION BOARD**

		For the Years Ending	
		August 31, 1996	August 31, 1997
<b>Out of the General Revenue Fund:</b>			
1. Examination and Certification		\$ 91,000	\$ 91,000
<b>Outcomes:</b>			
Percent of complaints resolved resulting in disciplinary action		18%	18%
Percent of licensees with no recent violations		99%	99%
<b>Outputs:</b>			
Number of new licenses during the reporting period		170	170
Number of licenses renewed		1,100	1,800
Number of complaints received		10	10
Number of complaints resolved		9	9
<b>Efficiencies:</b>			
Average licensing cost for individual license		14	14
Average time (Days) for complaint resolution		120	120
<b>Grand Total, COURT REPORTERS CERTIFICATION BOARD</b>		<u>\$ 91,000</u>	<u>\$ 91,000</u>
<b>Number of Positions (FTE)</b>		2.5	2.5
<b>Schedule of Exempt Positions</b>			
Executive Secretary, Group 1		\$36,106	\$36,106

1. **Appropriations Limited to Revenue Collections.** It is the intent of the Legislature that fees, fines and other miscellaneous revenues as authorized and generated by the agency cover, at a minimum, the cost of the appropriations made including employee matching costs and any other direct operating costs. In the event that actual and/or projected revenue collections are insufficient to offset agency costs, the Legislative Budget Board may direct that the Comptroller of Public Accounts reduce the appropriation authority provided above to be within the amount of revenue expected to be available.

**STATE COMMISSION ON JUDICIAL CONDUCT**

	For the Years Ending	
	August 31, 1996	August 31, 1997
1. Administration and Enforcement	\$ 699,554	\$ 690,793
<b>Outcomes:</b>		
Percent of complaints disposed	98.75%	98.75%
<b>Outputs:</b>		
Number of complaints filed	761	813
Number of complaints disposed	706	706
<b>Efficiencies:</b>		
Average number of months required to resolve complaints	5.4	5.4
<b>Grand Total, STATE COMMISSION ON JUDICIAL CONDUCT</b>	<u>\$ 699,554</u>	<u>\$ 690,793</u>
<b>Method of Financing:</b>		
General Revenue Fund	\$ 601,858	\$ 593,097
Criminal Justice Grants	<u>97,696</u>	<u>97,696</u>
<b>Total, Method of Financing</b>	<u>\$ 699,554</u>	<u>\$ 690,793</u>
<b>Number of Positions (FTE)</b>	9.5	9.5
<b>Schedule of Exempt Positions</b>		
Executive Director, Group 3	\$82,209	\$82,209

1. **Unexpended Balances.** The State Commission on Judicial Conduct is hereby authorized to carry forward unexpended balances from fiscal year 1996 into fiscal year 1997 in an amount not to exceed \$50,000.
2. **Commission Member Training.** The Texas Commission on Judicial Conduct shall make arrangements with the Governor's office to provide training for newly appointed members of the Commission regarding responsibilities of office, matters of public policy, and ethics.

## JUDICIARY SECTION, COMPTROLLER'S DEPARTMENT

		For the Years Ending	
		August 31, 1996	August 31, 1997
1.	Salaries for District Judges and Criminal District Judges of the existing three-hundred-eighty-seven (387) judicial district courts at \$85,217 (1996) and \$85,217 (1997); former district judges called to duty as visiting judges per V.T.C.A., Government Code, Section 74.061; and salaries of retired district judges assigned to special juvenile courts or domestic relations courts per Government Code, Section 24.604(f); estimated to be	\$ 35,040,486	\$ 35,040,486
2.	Expenses of district judges while engaged in the actual performance of their duties whose judicial district is composed of more than one (1) county per Government Code, Section 24.019, not to exceed \$1,500 per county	\$ 493,500	\$ 493,500
3.	Special Judges salaries per Government Code, Section 32.302; per diem for active, retired, and former district judges and statutory county court of law judges serving on assignment and the per diem and expenses for active and retired justices and judges of the Supreme Court, Court of Criminal Appeals, or of a Court of Appeals when holding court out of their district or county when assigned per V.T.C.A., Government Code, Chapter 74; estimated to be	\$ 302,000	\$ 302,000
4.	Salaries of twenty-three (23) District Attorneys compensated on a salary basis by the State per Government Code, Chapter 43, at \$68,174 (1996) and \$68,174 (1997)	\$ 1,567,989	\$ 1,567,989
5.	Salaries of one hundred and nineteen (119) District Attorneys, Criminal District Attorneys and County Attorneys performing the duties of a district attorney that are prohibited from the private practice of law by Government Code, Section 46.002 and are compensated on a salary basis by the State at \$85,217 (1996) and \$85,217 (1997)	\$ 10,140,798	\$ 10,140,798
6.	Salary supplementation for two (2) Assistant District Attorneys of the Fifty-third Judicial District (Travis County) per Government Code, Section 43.132, at \$2,808 (1996) and \$2,808 (1997)	\$ 5,616	\$ 5,616
7.	Expenses of felony prosecutors while engaged in the actual performance of their duties whose prosecutorial district is composed of more than one (1) county per Government Code Section 43.004, not to exceed \$1,500 per county	\$ 267,000	\$ 267,000
8.	Salaries of two (2) Criminal District Attorneys per Government Code, Sections 44.143 (Collin) and 44.220 (Jackson); and two (2) County Attorneys performing the duties of a district attorney per Government Code, Section 45.154 (Crosby) and 45.175 (Fayette): all at \$68,174 (1996) and \$68,174 (1997)	\$ 272,695	\$ 272,695

**JUDICIARY SECTION, COMPTROLLER'S DEPARTMENT**  
(Continued)

- |   |    |           |    |           |
|---|----|-----------|----|-----------|
| <p>9. For the payment of salaries of Assistant District Attorneys, investigators and/or secretarial help and expenses, including travel for these personnel as determined by the District Attorney, Criminal District Attorney and County Attorneys designated in Items No. 4., 5., 8., 11., and 12. Reimbursement shall be limited to expenses for supplies or items which would normally be consumed or utilized within the fiscal year for which the funds in this item are designated. Payments shall not exceed \$27,650 per district per year in multi-county districts and \$13,650 per district per year in single-county districts and \$27,650 for both multi-county and single-county districts for those District Attorneys, Criminal District Attorneys and County Attorneys performing the duties of a district attorney prohibited from the private practice of law per Government Code, Chapter 46; and shall be made available in three equal installments issued on the first day of September, January and May of each fiscal year. These payments shall be made directly to the District Attorney, Criminal District Attorney, or County Attorney for the purposes of disbursement as required by the attorney. The attorney receiving these payments shall be responsible to the Comptroller for accounting for all expenditures of these funds.</p> | \$ | 3,979,850 | \$ | 3,979,850 |
| <p>10. Apportionment to fund the operation of the Public Integrity Unit in the District Attorney's Office of the Fifty-third Judicial District (Travis County) for the payment of salaries and other necessary expenses for the operation of the Public Integrity Unit to be used for the investigation and prosecution of motor fuel tax fraud cases; insurance fraud cases; offenses involving an elected or appointed official of state government or an officer or employee of an agency of the state; and offenses relating to state government with respect to which prosecution, jurisdiction and venue, by law, lie in Travis County</p> <p><b>Outcomes:</b></p> <p>Motor Fuel Tax Restitution Recovered by the Comptroller's Office in Public Integrity Unit Cases During the Reporting Period</p> <p>Insurance Fraud Restitution Recovered by the State Guaranty Fund or Victims in Public Integrity Unit Cases During the Reporting Period</p> <p>General Fraud Restitution Recovered in Public Integrity Unit Cases During the Reporting Period</p>   | \$ | 1,656,342 | \$ | 1,676,193 |
|   |    | 100,000   |    | 100,000   |
|   |    | 100,000   |    | 100,000   |
|   |    | 20,000    |    | 20,000    |
| <p>11. Apportionment payable to County Officers Salary Fund in counties where there is a District Attorney per Government Code, Section 43.180 (Harris), and a Criminal District Attorney per Government Code, Section 44.157(f) (Dallas), not receiving a state salary, both pursuant to Government Code, Section 41.201; estimated to be</p>  | \$ | 186,840   | \$ | 186,840   |

**JUDICIARY SECTION, COMPTROLLER'S DEPARTMENT**  
(Continued)

12. Salary apportionment payable to the Officer Salary Fund for a County Attorney performing the duties of a district attorney in Oldham County per Government Code, Section 45.280; estimated to be	\$ 19,857	\$ 19,857
13. Expenses of witnesses called in criminal proceedings who reside outside of the county where the trial is held pursuant to V.A.C.C.P., Articles 24.28 and 35.27; estimated to be	\$ 800,000	\$ 800,000
14. RETIRED JUDGES - REGIONS Provide payment to retired JRS members who are assigned to administrative judicial regions as visiting judges. Estimated.	\$ 4,728,100	\$ 4,728,100
15. RETIRED JUDGES-APPELLATE Provide payment to retired JRS members who are assigned to appellate courts as visiting judges. Estimated.	<u>\$ 438,300</u>	<u>\$ 438,300</u>

**Grand Total, JUDICIARY SECTION,  
COMPTROLLER'S DEPARTMENT**

\$ 59,899,373    \$ 59,919,224

**Method of Financing:**

General Revenue Fund	\$ 46,403,031	\$ 46,403,031
State Highway Fund No. 006	668,332	688,183
Judicial Fund No. 573	12,000,000	12,000,000
General Revenue - Consolidated (Insurance Taxes and Fees)	<u>828,010</u>	<u>828,010</u>

**Total, Method of Financing**

\$ 59,899,373    \$ 59,919,224

**Schedule of Exempt Positions**

District Judges and Criminal District Judges (Item 1.), Group 4	(387) \$85,217	(387) \$85,217
District Attorneys, Criminal District Attorneys, and County Attorneys performing the duties of District Attorney (Items 4. and 8.), Group 3	(27) 68,174	(27) 68,174
District Attorneys, Criminal District Attorneys, and County Attorneys performing the duties of District Attorney, subject to Government Code, Chapter 46 (Item 5.), Group 4	(119) 85,217	(119) 85,217
Assistant District Attorneys, Fifty-third Judicial District (Travis County) (Item 6.)	(2) 2,808	(2) 2,808

- Appropriation Source.** Pursuant to V.T.C.A., Government Code, Section 21.006, all revenues to, and fund balances in, the Judicial Fund No. 573 are hereby appropriated to the Judiciary Section, Comptroller's Department. In the event that revenues into Fund No. 573 during a fiscal year exceed the amount identified in the Method of Financing as being appropriated out of Fund No. 573 for that fiscal year the difference shall be appropriated to the Judiciary Section, Comptroller's Department and the General Revenue Fund appropriation for that fiscal year shall be reduced by a like amount.
- Appropriation Source, Public Integrity Unit.** Out of the funds appropriated above in Item 10., \$1,496,342 in fiscal year 1996 and \$1,516,193 in fiscal year 1997 is appropriated specifically to facilitate motor fuel tax fraud and insurance fraud investigations by the Public

**JUDICIARY SECTION, COMPTROLLER'S DEPARTMENT**  
(Continued)

Integrity Unit in the District Attorney's Office of the Fifty-third Judicial District. It is the intent of the Legislature that the funds specified in the Method of Financing as being appropriated out of the State Highway Fund No. 006 and the General Revenue Fund - Consolidated be allocated to the appropriation made above in Item 10. In no event shall the amount of general revenue funds allocated and/or granted to the Public Integrity Unit, other than the General Revenue Fund - Consolidated Grants identified in this provision, exceed \$160,000 in any fiscal year of the biennium. In no event shall any funds appropriated above out of the Judicial Fund No. 573 be allocated to the Public Integrity Unit.

3. **Appropriation of Receipts, County Court Filing Fees and Court Costs.** The Comptroller of Public Accounts is hereby appropriated all revenues remitted to the state pursuant to V.T.C.A., Government Code, Section 51.702(d), (Section 67, House Bill 66, Seventy-second Legislature, Regular Session), for the purpose of making payments to counties eligible for compensation pursuant to V.T.C.A., Government Code, Section 25.0015. The amount of payment made to an eligible county pursuant to this provision shall not exceed \$25,000 for each statutory county court judge in that county who meets the criteria established in V.T.C.A., Government Code, Section 25.0015(a).

In the event that the aggregate amount of revenue remitted to the state pursuant to Section 51.702(d) during a state fiscal year exceeds the aggregate amount of payments made to counties pursuant to Section 25.0015 for that fiscal year the excess amount is hereby appropriated to the Comptroller of Public Accounts for the purpose of remittance to counties pursuant to V.T.C.A., Government Code, Section 25.0016.

4. **Contingency Appropriation, 385th District Court.** Contingent upon preclearance through the U.S. Justice Department or the U.S. District Court for the District of Columbia, and pursuant to H.B. 171, Seventy-third Legislature, Regular Session, \$85,217 in each year of the biennium out of Item 1 above is appropriated to fund the salary of the district judge for the 385th District Court.
5. **Salary Limitation, District Judges.** Funds appropriated above in Item 1 shall be expended for the payment of the state salary for each district judge. However, in no event shall the aggregate, excluding any county supplement, of the state paid salary and any service retirement annuity paid pursuant to Government Code Chapter 834 exceed the base salary for any district court judge during any twelve month period. If a district judge draws a salary as a district judge and a retirement annuity pursuant to Government Code Chapter 834, and the combined amounts exceed the annual base salary for a district judge, the amount expended out of Item 1 for the state salary of that district judge shall be reduced by an amount which will bring the total amount received by the judge to the base salary paid a district judge for a twelve month period. This provision does not apply to either retired or former judges or justices called to duty as visiting judges pursuant to Government Code Chapters 74 and 75 and Section 24.604 of the Government Code.

## Retirement and Group Insurance

	For the Years Ending	
	August 31, 1996	August 31, 1997
<b>A. Goal: EMPLOYEES RETIREMENT SYSTEM</b>		
<b>A.1.1. Strategy: RETIREMENT CONTRIBUTIONS</b> Provide an actuarially sound level of funding as defined by state law; estimated	\$ 1,873,334	\$ 1,929,534
<b>A.1.2. Strategy: GROUP INSURANCE</b> Provide a basic health care and life insurance program for general state employees; estimated	\$ 3,794,497	\$ 3,806,428
<b>A.1.3. Strategy: JUD RETIREMENT, PLAN 2</b> Maintain an actuarially sound retirement program for state judicial officers; estimated	\$ 3,865,849	\$ 3,943,166
<b>A.1.4. Strategy: JUD RETIREMENT, PLAN 1</b> Provide for the payment of JRS-1 Benefits as required by law; estimated	\$ 14,071,100	\$ 14,071,100
<b>A.1.5. Strategy: JRS-1 REFUNDS</b> Provide for membership refunds under the Judicial Retirement Program, plan one; estimated	\$ 99,000	\$ 99,000
<b>Total, Goal A: EMPLOYEES RETIREMENT SYSTEM</b>	<u>\$ 23,703,780</u>	<u>\$ 23,849,228</u>
<b>Grand Total, RETIREMENT AND GROUP INSURANCE</b>	<u>\$ 23,703,780</u>	<u>\$ 23,849,228</u>
<b>Method of Financing:</b>		
General Revenue Fund, estimated	\$ 23,693,058	\$ 23,838,369
Other Special State Funds, estimated	<u>10,722</u>	<u>10,859</u>
<b>Total, Method of Financing</b>	<u>\$ 23,703,780</u>	<u>\$ 23,849,228</u>

## Social Security

	For the Years Ending	
	August 31, 1996	August 31, 1997
<b>A. Goal: COMPTROLLER - SOCIAL SECURITY</b>		
<b>A.1.1. Strategy: STATE MATCH -- EMPLOYER</b> Provide an employer match for Social Security contributions; estimated	\$ 4,867,368	\$ 5,013,389



## Social Security (Continued)

<b>A.1.2. Strategy:</b> STATE MATCH -- EMPLOYEE Provide the state's contribution for the employee's share for Social Security; estimated	\$ 1,254,112	\$ 1,254,112
<b>Total, Goal A:</b> COMPTROLLER - SOCIAL SECURITY	\$ 6,121,480	\$ 6,267,501
<b>Grand Total, SOCIAL SECURITY</b>	<u>\$ 6,121,480</u>	<u>\$ 6,267,501</u>
<b>Method of Financing:</b>		
General Revenue Fund, estimated	\$ 5,157,754	\$ 5,278,384
Other Special State Funds, estimated	<u>963,726</u>	<u>989,117</u>
<b>Total, Method of Financing</b>	<u>\$ 6,121,480</u>	<u>\$ 6,267,501</u>

## Lease Payments

	For the Years Ending August 31, 1996	August 31, 1997
<b>Out of the General Revenue Fund:</b>		
<b>A. Goal:</b> FINANCE CAPITAL PROJECTS To provide funding to the General Services Commission for payment to Texas Public Finance Authority for the payment of revenue bond debt service requirements.		
<b>A.1.1. Strategy:</b> LEASE PAYMENTS Make lease payments to the Texas Public Finance Authority on facilities financed through the Texas Public Finance Authority.	\$ 2,002,650	\$ 1,994,528
<b>Grand Total, LEASE PAYMENTS</b>	<u>\$ 2,002,650</u>	<u>\$ 1,994,528</u>

## SPECIAL PROVISIONS - JUDICIARY

Sec. 2. **Limitation, Salary Supplements.** Salary Differential for District Court Judges and Justices of Courts of Appeals. District Court Judges may receive a combined yearly salary rate from state and county sources which does not exceed an amount that is One Thousand Dollars (\$1,000) less than the combined yearly salary rate from state and county sources received by Justices of the Courts of Appeals in whose district the District Court is located. Justices of the Courts of Appeals may receive a combined yearly salary rate from state and

## SPECIAL PROVISIONS - JUDICIARY (Continued)

county sources which does not exceed the amount that is One Thousand Dollars (\$1,000) less than the yearly salary provided in this Act for a Justice of the Supreme Court. In the case of Chief Justices of the Courts of Appeals, the differential shall be Five Hundred Dollars (\$500).

In order that the differential set out above be maintained, each District Court Judge and Justice of the Courts of Appeals shall file a sworn statement with the Comptroller of Public Accounts setting forth the yearly amounts to be received from state and county as salary payments during the ensuing fiscal year. Amended statements shall be filed setting forth any change in the salary rate which occurs during a fiscal year.

For the purpose of salary payments by the state, the Comptroller of Public Accounts shall determine from the filed statements that the required salary differential set out above is maintained. In the event a salary is in excess of the One Thousand Dollars (\$1,000) differential, the Comptroller is directed to reduce the state's portion of that salary by the amount of excess, except in the case of the Chief Justices in the Courts of Appeals where the differential shall be Five Hundred Dollars (\$500).

The appropriations for salaries of District Court Judges and Justices of Courts of Appeals are made contingent upon strict compliance with the provisions of this section and the Comptroller shall have no authority to issue a warrant for salaries which violate these provisions.

**Sec. 3. Public Integrity Unit.** In Item 10., Judiciary Section, Comptroller's Department, warrants shall be drawn as necessary to reimburse the District Attorney of the 53rd Judicial District for salary and expenses previously incurred. The District Attorney shall submit a voucher containing an itemized statement of expenses to substantiate each claim. This appropriation shall be allocated in three equal installments over the fiscal year. Any unencumbered, unexpended balance existing in a previous allocation period may be used in a subsequent period provided that period occurs within the same fiscal year.

**Sec. 4. Restriction, New District Courts.** No new district court may be funded until it has been approved by the commissioner's court of the county or a majority of the counties in that district.

**Sec. 5. Efficient Use of Resources.** The Courts of Appeals shall investigate and implement the most cost effective method of sending notices to the attorneys and parties in matters pending before court.

**Sec. 6. Transferability.** In the event the Chief Justice of the Supreme Court finds that a disparity exists between the workloads of the various courts of appeals, as determined on a per judge basis, the Chief Justice of the Supreme Court is hereby authorized to direct the Comptroller of Public Accounts to transfer appropriations between courts of appeals if the Chief Justice of the Supreme Court has obtained the written consent and approval of the Chief Justice of the court from which funds shall be transferred. The Comptroller of Public Accounts is hereby authorized to carry out the transfer. In no event shall the total appropriation transferred exceed five percent of a courts' appropriation for that fiscal year. In no event shall any transfer be made prior to the third quarter of the fiscal year. For purposes of this provision, the term "workload" may include the total cases disposed by the court, the number of cases filed in the court (adjusting for the number of cases transferred in or out), or other relevant performance measure.

**RECAPITULATION - ARTICLE IV  
THE JUDICIARY  
(General Revenue)**

	For the Years Ending	
	August 31, 1996	August 31, 1997
Supreme Court of Texas	\$ 3,581,816	\$ 3,335,866
Court of Criminal Appeals	3,484,947	3,273,664
Contingency Appropriations	<u>1,000,000</u>	<u>1,000,000</u>
Total	4,484,947	4,273,664
First Court of Appeals District, Houston	2,010,368	1,962,085
Second Court of Appeals District, Fort Worth	1,617,463	1,593,656
Third Court of Appeals District, Austin	1,510,394	1,430,709
Fourth Court of Appeals District, San Antonio	1,580,036	1,556,265
Fifth Court of Appeals District, Dallas	2,876,810	2,838,562
Sixth Court of Appeals District, Texarkana	819,686	767,007
Seventh Court of Appeals District, Amarillo	999,039	924,687
Eighth Court of Appeals District, El Paso	1,091,069	975,976
Ninth Court of Appeals District, Beaumont	809,474	772,669
Tenth Court of Appeals District, Waco	810,560	784,117
Eleventh Court of Appeals District, Eastland	808,368	757,669
Twelfth Court of Appeals District, Tyler	785,749	757,286
Thirteenth Court of Appeals District, Corpus Christi	1,450,237	1,380,152
Fourteenth Court of Appeals District, Houston	2,010,868	1,962,583
Office of Court Administration, Texas Judicial Council	944,382	875,626
State Prosecuting Attorney, Office of the	335,992	333,292
State Law Library	702,186	702,186
Court Reporters Certification Board	91,000	91,000
Commission on Judicial Conduct	601,858	593,097
Judiciary Section, Comptroller's Department	<u>46,403,031</u>	<u>46,403,031</u>
Subtotal, Judiciary	<u>\$ 76,325,333</u>	<u>\$ 75,071,185</u>
Retirement and Group Insurance	23,693,058	23,838,369
Social Security	<u>5,157,754</u>	<u>5,278,384</u>
Subtotal, Employee Benefits	<u>\$ 28,850,812</u>	<u>\$ 29,116,753</u>
Lease Payments	<u>2,002,650</u>	<u>1,994,528</u>
TOTAL, ARTICLE IV - The Judiciary	<u><u>\$ 107,178,795</u></u>	<u><u>\$ 106,182,466</u></u>

**RECAPITULATION - ARTICLE IV  
THE JUDICIARY  
(General Revenue - Consolidated)**

	For the Years Ending August 31, <u>1996</u>	August 31, <u>1997</u>
Supreme Court of Texas	\$	\$
Court of Criminal Appeals		
First Court of Appeals District, Houston		
Second Court of Appeals District, Fort Worth		
Third Court of Appeals District, Austin		
Fourth Court of Appeals District, San Antonio		
Fifth Court of Appeals District, Dallas		
Sixth Court of Appeals District, Texarkana		
Seventh Court of Appeals District, Amarillo		
Eighth Court of Appeals District, El Paso		
Ninth Court of Appeals District, Beaumont		
Tenth Court of Appeals District, Waco		
Eleventh Court of Appeals District, Eastland		
Twelfth Court of Appeals District, Tyler		
Thirteenth Court of Appeals District, Corpus Christi		
Fourteenth Court of Appeals District, Houston		
Office of Court Administration, Texas Judicial Council		
State Prosecuting Attorney, Office of the		
State Law Library		
Court Reporters Certification Board		
Commission on Judicial Conduct		
Judiciary Section, Comptroller's Department	<u>828,010</u>	<u>828,010</u>
Subtotal, Judiciary	\$ <u>828,010</u>	\$ <u>828,010</u>
Retirement and Group Insurance		
Social Security	<u></u>	<u></u>
Subtotal, Employee Benefits	\$ <u></u>	\$ <u></u>
Lease Payments	<u></u>	<u></u>
TOTAL, ARTICLE IV - The Judiciary	<u>\$ 828,010</u>	<u>\$ 828,010</u>

**RECAPITULATION - ARTICLE IV  
THE JUDICIARY  
(Federal Funds)**

	For the Years Ending August 31, 1996	August 31, 1997
Supreme Court of Texas	\$	\$
Court of Criminal Appeals		
First Court of Appeals District, Houston		
Second Court of Appeals District, Fort Worth		
Third Court of Appeals District, Austin		
Fourth Court of Appeals District, San Antonio		
Fifth Court of Appeals District, Dallas		
Sixth Court of Appeals District, Texarkana		
Seventh Court of Appeals District, Amarillo		
Eighth Court of Appeals District, El Paso		
Ninth Court of Appeals District, Beaumont		
Tenth Court of Appeals District, Waco		
Eleventh Court of Appeals District, Eastland		
Twelfth Court of Appeals District, Tyler		
Thirteenth Court of Appeals District, Corpus Christi		
Fourteenth Court of Appeals District, Houston		
Office of Court Administration, Texas Judicial Council		
State Prosecuting Attorney, Office of the		
State Law Library		
Court Reporters Certification Board		
Commission on Judicial Conduct		
Judiciary Section, Comptroller's Department		
Subtotal, Judiciary	\$	\$
Retirement and Group Insurance		
Social Security		
Subtotal, Employee Benefits	\$	\$
Lease Payments		
TOTAL, ARTICLE IV - The Judiciary	\$	\$

**RECAPITULATION - ARTICLE IV  
THE JUDICIARY  
(Other Funds)**

	For the Years Ending August 31, 1996	August 31, 1997
Supreme Court of Texas	\$	\$
Court of Criminal Appeals	3,850,000	3,850,000
First Court of Appeals District, Houston		
Second Court of Appeals District, Fort Worth		
Third Court of Appeals District, Austin		
Fourth Court of Appeals District, San Antonio		
Fifth Court of Appeals District, Dallas		
Sixth Court of Appeals District, Texarkana		
Seventh Court of Appeals District, Amarillo		
Eighth Court of Appeals District, El Paso		
Ninth Court of Appeals District, Beaumont		
Tenth Court of Appeals District, Waco		
Eleventh Court of Appeals District, Eastland		
Twelfth Court of Appeals District, Tyler		
Thirteenth Court of Appeals District, Corpus Christi		
Fourteenth Court of Appeals District, Houston		
Office of Court Administration, Texas Judicial Council	3,351,568	3,351,568
State Prosecuting Attorney, Office of the		
State Law Library	55,000	55,000
Court Reporters Certification Board		
Commission on Judicial Conduct	97,696	97,696
Judiciary Section, Comptroller's Department	<u>12,668,332</u>	<u>12,688,183</u>
Subtotal, Judiciary	<u>\$ 20,022,596</u>	<u>\$ 20,042,447</u>
Retirement and Group Insurance	10,722	10,859
Social Security	<u>963,726</u>	<u>989,117</u>
Subtotal, Employee Benefits	<u>\$ 974,448</u>	<u>\$ 999,976</u>
Lease Payments	<u>                    </u>	<u>                    </u>
TOTAL, ARTICLE IV - The Judiciary	<u><u>\$ 20,997,044</u></u>	<u><u>\$ 21,042,423</u></u>

**RECAPITULATION - ARTICLE IV  
THE JUDICIARY  
(All Funds)**

	For the Years Ending	
	August 31, 1996	August 31, 1997
Supreme Court of Texas	\$ 3,581,816	\$ 3,335,866
Court of Criminal Appeals	7,334,947	7,123,664
Contingency Appropriations	<u>1,000,000</u>	<u>1,000,000</u>
Total	8,334,947	8,123,664
First Court of Appeals District, Houston	2,010,368	1,962,085
Second Court of Appeals District, Fort Worth	1,617,463	1,593,656
Third Court of Appeals District, Austin	1,510,394	1,430,709
Fourth Court of Appeals District, San Antonio	1,580,036	1,556,265
Fifth Court of Appeals District, Dallas	2,876,810	2,838,562
Sixth Court of Appeals District, Texarkana	819,686	767,007
Seventh Court of Appeals District, Amarillo	999,039	924,687
Eighth Court of Appeals District, El Paso	1,091,069	975,976
Ninth Court of Appeals District, Beaumont	809,474	772,669
Tenth Court of Appeals District, Waco	810,560	784,117
Eleventh Court of Appeals District, Eastland	808,368	757,669
Twelfth Court of Appeals District, Tyler	785,749	757,286
Thirteenth Court of Appeals District, Corpus Christi	1,450,237	1,380,152
Fourteenth Court of Appeals District, Houston	2,010,868	1,962,583
Office of Court Administration, Texas Judicial Council	4,295,950	4,227,194
State Prosecuting Attorney, Office of the	335,992	333,292
State Law Library	757,186	757,186
Court Reporters Certification Board	91,000	91,000
Commission on Judicial Conduct	699,554	690,793
Judiciary Section, Comptroller's Department	<u>59,899,373</u>	<u>59,919,224</u>
Subtotal, Judiciary	\$ <u>97,175,939</u>	\$ <u>95,941,642</u>
Retirement and Group Insurance	23,703,780	23,849,228
Social Security	<u>6,121,480</u>	<u>6,267,501</u>
Subtotal, Employee Benefits	\$ <u>29,825,260</u>	\$ <u>30,116,729</u>
Lease Payments	<u>2,002,650</u>	<u>1,994,528</u>
TOTAL, ARTICLE IV - The Judiciary	\$ <u><u>129,003,849</u></u>	\$ <u><u>128,052,899</u></u>
Number of Positions (FTE)	602.0	602.0